

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 23, 1961
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem Palmer presiding.

Roll call:

Present: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Absent: Mayor Miller

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by CAPT. FRED A. McCLURE, Salvation Army.

Councilman White moved that the minutes of the Meetings of March 9th and March 16th be approved. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

No action was taken on the following refund contract:

NELSON PUETT, JR., - for installation of water and sanitary sewer mains and drainage structures in Allandale Terrace, Section 2. (\$27,447.16 and \$1,975.60).

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY

MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY. (Coleman St. and Havana St.)

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance has been finally passed.

The City Manager submitted the following:

"March 23, 1961

"To the City Council
City of Austin, Texas

"Re: Completion and Acceptance of
Work Improving Portions of
Certain Streets in the City
of Austin Being Assessment
Paving Contract Number 60-
A-33.

"The work of improving portions of the following named streets in the City of Austin, being assessment Paving Contract Number 60-A-33, dated November 14, 1960, between the City of Austin and McKown & Sons, has been performed and completed by McKown & Sons in full compliance with the contract and the plans and specifications therein contained:

Street	From	To
Barrow Avenue	Pt. 375' South of SPL East 45th Street	SPL East 45th Street
Bennett Avenue	NPL East 45th Street	SPL East 46th Street
Bennett Avenue	NPL East 51st Street	SPL East 53 1/2 Street
Grooms Street	NPL East 34th Street	SPL East 38th Street
Harmon Avenue	NPL East 51st Street	NPL East 54th Street
Huisache Street	NPL Zennia Street	SPL North Loop Boulevard
Leona Street	NPL East 12th Street	SPL East 13th Street
Leralynn Street	SPL Zennia Street	SPL North Loop Boulevard
Martin Avenue	NPL East 51st Street	SGL Bruning Avenue
New York Avenue	EPL Comal Street	WPL Leona Street
Sabine Street	SGL East 19 1/2 Street	NGL East 20th Street
East 13th Street	EPL Chicon Street	WPL Chestnut Avenue
East 14th Street	EPL Comal Street	WPL Chicon Street
East 23 1/2 Street	EPL Omdham Street	WPL Swisher Street
East 46th Street	WPL Caswell Avenue	WGL Red River Street
East 49th 1/2 Street	EGL Airport Boulevard	WPL Harmon Avenue
East 52nd Street	EPL Airport Boulevard	WPL Interregional Highway
East 54th Street	EPL Helen Street	WPL Harmon Avenue
Jackson Avenue	NPL West 41st Street	WGL Bull Creek Road

"I have inspected, approved, and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans, and specifications referred to above.

"Respectfully submitted,
S. Reuben Rountree, Jr.
Director of Public Works"

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF BARROW AVENUE AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY MCKOWN & SONS AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain drainageway and public utility easement, ten (10.00) feet in width was reserved and dedicated to the public in, upon and across the south portion of Lot 7, Block M. Garden Oaks, Section 1, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Garden Oaks, Section 1, of record in Book 9, at page 175 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of the hereinafter described portion of said above described premises has requested that such portion be released from said drainageway and public utility easement; and,

WHEREAS, the hereinafter described portion of the above described easement is not now needed and hereafter will not be required by the City of Austin; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of the hereinafter described portion of the drainageway and utility easement as follows:

The north three and one-half (3.50) feet of the south ten (10.00) feet of Lot 7, Block M, Garden Oaks, Section 1, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Garden Oaks, Section 1, of record in Book 9, at page 175 of the Plat Records of Travis County, Texas.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The Council discussed the construction of Pleasant Valley Road from East Riverside Drive to the south end of the Low Water Dam. Councilman Bechtol stated he received a number of calls regarding using the hot-mix on this. He stated he understood it would cost about \$9,600 additional to put hot mix on it. The Director of Public Works made a report on the decision to use the double penetration, in that there would be a savings on the difference in the two types; that from a maintenance standpoint, it is cheaper on the double than on the hot mix; and some paving will have to be torn out when the outfall sewer went in. MR. McKOWN appeared in the interest of this paving, stating this drive would have commercial vehicles going over it all the time, and stated there was a difference of only \$10,000 in the better type of pavement.

The City Manager submitted the following:

"March 21, 1961

"W. T. Williams, Jr., City Manager

"Contract Number 61-C-9

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, March 21, 1961 for the construction of Pleasant Valley Road from East Riverside Drive to the south end of the Low Water Dam known as Contract Number 61-C-9.

	<u>TOTAL BID</u> <u>DOUBLE ASPHALT</u> <u>SURFACE TREATMENT</u>	<u>ALTERNATE TOTAL BID</u> <u>1½ INCH ASPHALTIC</u> <u>CONCRETE SURFACE</u>
Collins Construction Co. of Texas	\$36,883.25	\$47,063.00
J. W. Steelman, Inc.	40,194.25	46,302.10
C. H. Lester Construction Co., Inc.	41,654.15	47,762.00

	TOTAL BID DOUBLE ASPHALT SURFACE TREATMENT	ALTERNATE TOTAL BID 1½ INCH ASPHALTIC CONCRETE SURFACE
Lee Maners	\$42,333.88	\$50,186.83
Norman L. Larson	43,262.80	50,824.90
Giesen & Latson Construction Co.	47,816.80	55,378.90
Raymond Canion & Company	50,201.45	57,181.85
McKown & Sons	52,788.25	52,788.25
Ed H. Page	59,714.25	59,714.25
City's Estimate	\$43,786.77	\$51,933.75

"I recommend that we award the contract to Collins Construction Company of Texas with their low bid of \$36,883.25 using Double Asphalt Surface Treatment.

"S. Reuben Rountree, Jr.
Director of Public Works"

Councilman Perry offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 21, 1961, for the construction of Pleasant Valley Road from East Riverside Drive to the south end of the Low Water Dam, known as Contract Number 61-C-9; and,

WHEREAS, the bid of Collins Construction Company of Texas in the sum of \$36,883.25 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Collins Construction Company of Texas, in the sum of \$36,883.25 be, and the same is hereby accepted, and W. T. Williams, Jr. City Manager of the City of Austin, is hereby authorized and directed to execute a contract, on behalf of the City, with Collins Construction Company of Texas.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The City Manager submitted the following:

"March 21, 1961

"W. T. Williams, Jr. -City Manager

"Contract Number 61-C-8

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, March 21, 1961, for the development of a Parking Lot for Bartholomew Park and construction of pavement and accessories on East 51st Street from a point 130 feet west of WPL of Berkman Drive easterly 1632.4 feet - Contract Number 61-C-8.

Lee Maners	\$29,244.07
J. W. Steelman, Inc.	30,443.46
C. H. Lester Construction Co., Inc.	30,214.65
Giesen & Latson Construction Co.	30,838.30
Raymond Canion & Company	31,496.00
McKown & Sons	32,668.19
Norman L. Larson	33,381.26
Ed H. Page	34,427.80
City's Estimate	\$30,811.71

"I recommend that Lee Maners with his low bid of \$29,244.07 be awarded the contract for this project.

"s/ S. Reuben Rountree, Jr.
Director of Public Works"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 21, 1961, for the development of a parking lot for Bartholomew Park and construction of pavement and accessories on East 51st Street from a point 130 feet west of WPL of Berkman Drive easterly 1632.4 feet - Contract Number 61-C-8; and,

WHEREAS, the bid of Lee Maners in the sum of \$29,244.07 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Lee Maners in the sum of \$29,244.07 be, and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, is hereby authorized and directed to execute a contract, on behalf of the City, with Lee Maners.

The motion, seconded by Councilman Bechtol, carried by the following vote:
 Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The City Manager went over the bids received for items of staples for Brackenridge Hospital for a supply that would carry it for three months. Instead of setting up bids for three months supplies, the Hospital estimated what the quantity would be and asked for bids on specific numbers of cases which would last for the three months period. He stated there were several low bidders and listed them as follows:

JAY FREEMAN CO.
 Dallas, Texas

	<u>No. of Cases</u>	<u>Unit Bid</u>	<u>Exten.</u>	<u>Usual Cost</u>	<u>Exten.</u>	<u>Approx. Total Net Savings</u>
Apricot, Half	7	5.97	41.79	7.75	54.25	
Peas	75	5.97	447.75	5.95	446.25	
Sweet Potatoes						
Mashed	7	5.87	41.09	6.99	48.93	
Catsup, tomatoe	13	5.62	73.06	6.25	81.25	
Cherries, Light						
Sweet	13	4.72	61.36	10.75	139.75	
Fig, Kadota	4	3.37	13.48	4.65	18.60	
Fruit Cocktail	13	3.07	39.91	6.70	87.10	
Plums, purple	4	5.74	22.96	3.00	12.00	
			\$741.40		\$888.13	
						146.73
						Approximately 12 or 15%

HARRY TAPPAN & SONS
 San Antonio, Texas

	<u>No. of Cases</u>	<u>Unit Bid</u>	<u>Exten.</u>	<u>Usual Cost</u>	<u>Exten.</u>	<u>Approx. Total Net Savings</u>
Cherries, Red	14	\$7.59	\$ 106.26	\$7.20	\$100.80	
Sour Pitted						
Figs, Kadota	3	7.50	22.50	8.38	25.14	
Apple-juice	63	3.59	226.17	4.65	292.95	
Tomatoe Juice	63	2.76	173.88	4.44	279.72	
Vegetable juice	32	3.95	126.40	5.04	161.28	
Nectar, Peach	50	3.94	197.00	4.40	220.00	
Nectar, Apricot	32	4.04	129.28	4.85	155.20	
Nectar, Pear	32	3.94	126.08	4.70	150.40	
Corn, Whole kernal						
Golden	13	5.49	71.37	5.85	76.05	
Hominy	13	2.20	28.60	2.50	32.50	
Peas, blackeye	7	3.93	27.51	5.40	37.80	
Cream of Asparagus	13	7.75	100.75	6.31	82.03	
Tomatoe	25	5.02	126.00	5.95	148.75	

HARRY TAPPAN & SONS
San Antonio, Texas
(cont.)

	<u>No. of Cases</u>	<u>Unit Bid</u>	<u>Exten.</u>	<u>Usual Cost</u>	<u>Exten.</u>	<u>Approx. Total Net Savings</u>
Cream of Chicken	13	\$8.08	\$105.04	\$7.96	\$103.48	
Skotch Broth	7	8.08	56.56	9.10	63.70	
Lemon, gelatine	25	5.39	134.75	5.39	134.75	
Lime, gelatine	25	5.39	134.75	5.39	134.75	
Asst. Red	25	5.39	134.75	5.39	134.75	
Apple	13	5.39	70.07	5.39	70.07	
Cocoa	3	6.56	19.68	8.10	24.30	
Syrup, Chocolate	2	7.05	14.10	7.05	14.10	
Syrup, Corn Golden	5	5.58	27.90	9.90	49.50	
Sauce, Louisanna						
Hot	5	1.58	7.90	3.90	19.50	
Vinegar, Distilled						
White	19	3.60	68.40	1.95	37.05	
Salmon, Pink	8	28.80	230.40	28.90	231.20	
Tuna Fish	12	20.98	251.76	28.90	346.80	
Dietetic Fruit						
Applesauce	9	2.50	22.50	4.83	43.47	
Apricot halves	13	3.40	44.20	6.55	85.15	
Peaches halves	13	3.60	46.80	6.35	82.55	
Peaches sliced	13	4.40	57.20	7.45	96.85	
Pears Bartlett	13	6.47	84.11	7.65	99.45	
Pineapple chunks	7	7.40	51.80	9.45	66.15	
			\$3,024.47		\$3,600.19	\$575.72

TEXAS WHOLESALE
GROCERY CORP.
Dallas, Texas

	<u>No. of Cases</u>	<u>Unit Bid</u>	<u>Exten.</u>	<u>Usual Cost</u>	<u>Exten.</u>	<u>Approx. Total Net Savings</u>
Apple Sauce	28	\$4.95	\$138.60	\$5.52	\$154.56	
Tomatoes	50	5.20	260.00	5.50	275.00	
			\$398.60		\$429.56	
			- 2%			
			\$390.63			\$38.93 (10%)

ALLEN FOODS, INC.
St. Louis, Missouri

	<u>No. of Cases</u>	<u>Unit Bid</u>	<u>Exten.</u>	<u>Usual Cost</u>	<u>Exten.</u>	<u>Approx. Total Net Savings</u>
Cherries, Dark	7	\$13.30	\$ 93.10	\$12.90	\$ 90.30	
Sweet, Unpitted						
Peaches, halves	38	5.85	222.30	6.00	228.00	
Pears, halves	38	7.75	294.50	7.95	302.10	
Pears, whole spiced	2	6.95	13.90	6.98	13.96	

ALLEN FOODS, INC.
(cont.)

	<u>No. of Cases</u>	<u>Unit Bid</u>	<u>Exten.</u>	<u>Usual Cost</u>	<u>Exten.</u>	<u>Approx. Total Net Savings</u>
Prune, juice	50	\$5.00	\$250.00	\$5.20	\$260.00	
Asparagus, all green cut spears	57	8.50	487.35	10.50	598.50	
Beans, wax	57	5.25	299.25	7.00	399.00	
Mushrooms	13	18.95	246.35	34.00	442.00	
Pimentos	13	15.15	196.95	17.50	227.50	
Cream of Mushroom	38	7.85	298.30	8.95	340.10	
Gelatine	13	13.00	169.00	13.00	169.00	
Worchestershire Sauce	10	4.95	49.50	8.80	88.00	
Cherries, Bing	13	9.50	123.50	5.01	65.13	
Grapes, Seedless	7	5.70	39.90	5.70	39.90	
Pineapple slices	7	7.65	53.55	7.65	53.55	
Plums, green gags	14	6.50	26.00	6.89	27.56	
Tomatoe Juice, salt free	13	3.45	44.85	3.80	49.40	
	<u>380</u>		<u>\$2,908.30</u>		<u>\$3,394.00</u>	\$485.70

NELSON DAVIS & SON
Austin, Texas

	<u>No. of Cases</u>	<u>Unit Bid</u>	<u>Exten.</u>	<u>Usual Cost</u>	<u>Exten.</u>	<u>Approx. Total Net Savings</u>
Fruit Cocktail	7	\$6.86	\$ 48.02	\$8.50	\$ 59.50	
Pineapple, crushed Hawaiian	7	6.70	46.90	7.10	49.70	
Cranberry juice	32	2.95	94.40	4.55	145.60	
Grape juice	50	2.85	142.50	7.29	364.50	
Pineapple juice unsweet	50	3.28	164.00	3.60	180.00	
Beans, green	75	4.50	337.50	5.80	435.00	
Beets, whole	32	3.95	126.40	6.65	212.80	
Milk, evaporated	82	6.65	545.30	7.10	582.20	
Syrup, corn white	27	5.25	141.75	5.50	148.50	
Total net cost			<u>1,646.77</u>			
			Total net usual cost	\$2,177.80		
			Approx. Total Net Savings			\$ 531.03

WHITE SWAN INST. FOODS
Austin, Texas

	<u>No. of Cases</u>	<u>Unit Bid</u>	<u>Exten.</u>	<u>Usual Cost</u>	<u>Exten.</u>	<u>Approx. Total Net Savings</u>
Apples	14	\$5.73	\$ 80.22	\$6.50	\$ 91.00	
Peaches, yellow cling, sliced	38	5.80	220.40	6.90	262.20	

WHITE SWAN INST. FOODS
Austin, Texas
(cont.)

	No. of Cases	Unit Bid	Exten.	Usual Cost	Exten.	Approx. Total Net Savings
Peaches, whole	28	\$5.69	\$159.32	\$6.50	\$182.00	
Pineapple Hawaiian slices	25	7.05	176.25	7.38	184.50	
Plums, purple	2	5.80	11.60	5.40	10.80	
Grapefruit juice	50	3.88	194.00	3.25	162.50	
Beans, lima	19	5.50	104.50	7.25	137.75	
Beets, sliced	32	3.22	103.04	4.25	136.00	
Tomatoe Puree	50	4.85	242.50	6.25	312.50	
Barley Vegetable Soup	7	6.74	47.18	7.96	55.72	
Strained Beef	13	5.09	66.17	5.40	70.20	
Strained Chicken	13	5.09	66.17	5.40	70.20	
Egg Yolk	19	5.09	96.71	5.40	102.60	
Lamb	13	5.09	66.17	5.40	70.20	
Liver	7	5.09	35.63	5.40	37.80	
Veal	13	5.09	66.17	5.40	70.20	
Strained Applesauce	19	4.29	81.51	4.30	81.70	
Apricots & Tapioca	13	4.29	55.77	4.30	55.90	
Bananas	13	4.29	55.77	4.30	55.90	
Fruit Dessert	7	4.29	30.03	4.30	30.10	
Orange Pudding	7	4.29	30.03	4.30	30.10	
Peaches	13	4.29	55.77	4.30	55.90	
Pears	13	4.29	55.77	4.30	55.90	
Pears & Pineapple	7	4.29	30.03	4.30	30.10	
Plums	7	4.29	30.03	4.30	30.10	
Vanilla Custard Pudding	7	4.29	30.03	4.30	30.10	
Strained Beets	13	4.29	55.77	4.30	55.90	
Strained Carrots	13	4.29	55.77	4.30	55.90	
Green Beans	13	4.29	55.77	4.30	55.90	
Mixed Vegetables	13	4.29	55.77	4.30	55.90	
Mixed Garden Vege- tables	13	4.29	55.77	4.30	55.90	
Peas	13	4.29	55.77	4.30	55.90	
Spinach	7	4.29	30.03	4.30	30.10	
			\$2,555.42		\$2,777.47	\$222.05

The City Manager explained the original tabulation and the recapitulation. Councilman Bechtol suggested that the bids be submitted in the manner as is usually done. He made reference to the Board Minutes of the Hospital Board and said the Administrator had stated he checked with the vendors on the staples and there was a mark-up from four to six percent. These low bids were running from 9% to 30% savings over what was being paid before. The Council briefly discussed the grade of staples. Councilman Bechtol stated he would like for it to be noted in the Minutes that there had been a savings far above what had been claimed, and that was from 9% to 30%. After discussion, Councilman White moved that the City Manager be instructed to proceed with the lowest and best bids. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Council discussed the grading of the staples. Mayor Pro-tem Palmer suggested that the City Manager check with the Hospital Board and Administration and come in with a recommendation on the grade and quality that is being used at the Hospital. He suggested also that a check be made with the doctors.

The Council went over additional figures submitted by Mr. Fisher regarding a change of rate to be charged for the Yellow Cab Company. Mr. Fisher stated the salvage value listed was that which he was permitted to report on his income tax forms. He explained his bookkeeping methods as to tires on rented cabs in that the company was charged for the tires when the car was received. He stated the company did not pay rental by the automobile but by the revenues. Mayor Pro-tem Palmer asked if he would give an approximation of what additional revenue would amount to by reducing from one and a fourth miles to two-thirds miles on the 45¢ meter charge. Mr. Fisher stated 38% to 40% of the trips were those at the 45¢ figure; and in this increase, it would run between seven and ten percent overall. The Council asked him to submit a figure which would give a three to five percent increase. Mr. Fisher mentioned that 40% of the increase would go to the driver, and 2% to the city. Councilman Bechtol asked Mr. Fisher what would a proposal be for a rate schedule of 45¢ for 2/3 of a mile, or possible 45¢ for 4/5 of a mile and five cents for a third of a mile, etc. Mr. Fisher stated he would then have to come back next year for another request for change of rate. After more study of his statement, the Mayor Pro-tem stated the Council would consider the figures very carefully; and in the very near future give him an answer.

The City Manager reported that specifications were ready to take bids on auxiliary switch gear, substation additions, isolated phase bus, and power transformers for the new generation unit at the Holly Street Power Plant, and it was desired to open bids on April 13th. Councilman Perry moved the Council authorize the City Manager to circularize the industry for bids on this equipment to be opened at 10:00 A.M., April 13th, 1961, in the Council Chamber. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The City Manager reported that the Recreation Board had recommended a change in the fees at Caswell Tennis Center. He made a report on further study which resulted in a recommendation of the establishment of a family fee on an annual or semi-annual basis, thus possibly increasing the usage of the Courts. The City Manager stated he recommended the family rate, but would not recommend a reduction in rates. He stated it had also been suggested that the \$1.00 tournament fee be abolished. After much discussion, Councilman Perry moved to continue

the rates as they were in 1960 with the addition of the family membership fee, which would be \$75.00 annually, \$50.00 for the first six months, and \$25.00 for the second six months; and that the individual hourly fee of 75¢ per senior and 50¢ per junior, be extended to an hour and a half. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

MR. JOHN HARRISON appeared before the Council and requested that the zoning application of MRS. JAMES R. HAMILTON be withdrawn. Councilman Perry moved that permission be granted to withdraw the following application, and that the property owners be notified that it had been withdrawn:

MRS. JAMES R. HAMILTON	809 E. 10 $\frac{1}{2}$ Street	From "A" Residence
By Harrison-Wilson-Pearson	810 E. 10th Street	To "C" Commercial
		NOT Recommended by the Planning Commission

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The City Manager submitted the report of the Librarian regarding using space in Community Centers for branch libraries, and stated three branch libraries had been operating free in Northwest Shopping Center, Highland Park West and Twin Oaks shopping centers. The Library group had found these operations to be very good and to be the best type of extension that could be conducted other than building branch libraries about town. He pointed out the advantages of renting space for this particular service, in that operations from community centers could be abandoned or relocated should there be a population shift or any other reason that one of the locations might become less popular: and that in each case the center would donate some space; but as the facility increased, more space would have to be requested, and it would more than likely have to be rented. The City Manager stated that space at Twin Oaks was donated; the space at Highland Park West was rented for \$100.00 per month, but \$55.00 of that is donated by the owner, and \$45.00 is being paid by the Friends of the Library. Additional space is needed in the Northwest Shopping Center, but the owner cannot donate more space than he has now provided. The City Manager asked if the City, as a matter of policy, should provide for renting space in community centers. He mentioned that for years it had been concluded that city activities would be conducted in city-owned facilities; but these libraries may be transitory. Councilman Bechtol stated he did not know whether or not this will increase the budget. He said he did not believe the library operations were transitory. He said he would be willing to say he would look at some of these requests as they came up, but he would not be willing to adopt a policy on it. The City Manager stated the Library was not asking for a policy to permit it to henceforth rent space, but is asking that the Council recognize there is a difference between this operation and the type that the Council has announced its opposition to housing the activities in other than city facilities. Councilman Bechtol stated he would be willing to look at each individual one as it came up, but he wanted it understood there was not an increase in

the budget being authorized. The City Manager stated that in the next budget, there may be a request of \$45.00 monthly to relieve the Friends of the Library of that payment which they have been making for the last three years. Councilman Bechtol suggested building book-mobiles to set up in these shopping centers. It was explained that Capitol Plaza had no space for a branch library, and that was the reason for locating this book trailer there. The City Manager suggested that the Council's policy might be stated that in renting space, it would be at reduced rental rates, or a fair portion of the space provided would be donated; and each request would rest on its own needs. Mayor Palmer suggested that between now and the time the budget is adopted, the City Manager could come up with a recommended figure that the Council could act on at that time, and he inquired if this were agreeable that the City Manager study this further with the Library, and come in with specific recommendations. Councilmen Perry and White stated that was all right with them. Councilman Bechtol said he was not in agreement with adopting a policy permitting renting space in all the shopping centers, because it would be favoring an increase in the budget. He said if the Library could show where it could operate cheaper, and if it could justify the services in the area, and justify operating cheaper by renting in a shopping center rather than a book-mobile or permanent facility, then the Council could look at it from that basis. The Council took no action at this time.

The City Manager submitted the request from GOVERNOR PRICE DANIELS, and the Executive Director of the State Building Commission, for a variance in the sidewalk requirements for the new state building to be located on the west side of Congress and 15th. He said the proposal was to locate the sidewalk against the curb. Councilman White moved the Council grant the STATE OF TEXAS BUILDING COMMISSION a variance in locating sidewalks along the curb of Colorado Street and West 15th Street, and approve the granite service entrance walls on the Colorado Street side of the building, as requested in letter of March 20, 1961. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The City Manager stated there was a petition addressed to the Council from property owners in the 4500 block between Avenue D and Speedway, regarding the flow of Waller Creek in that block. They claim their property has been flooded from time to time, and ask that some relief be given. The City Manager stated efforts had been made to do work in that block for some 12 to 15 years, but the property owners would not let them get in. The Director of Public Works stated there were some easements in there, but there had been trouble getting them, but they had been able to obtain a few within the last year. Mayor Pro-tem Palmer asked that a check be made to see if there were the necessary easements, and if they could be given a little relief.

The Council recessed until 2:30 P.M.

RECESSED MEETING

2:30 P.M.

The Council resumed its business at 2:30 P.M.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the southwest corner of Reinli Street and Interstate Highway No. 35; which property fronts 91.79 feet on the proposed south line of Reinli Street and 183.87 feet on Interstate Highway No. 35 being known as a portion of Lot 41, Duval Heights, in the City of Austin, Travis County, Texas, and hereby authorizes the said Texaco, Inc. to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. The Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper Police, Traffic and Fire regulations; and the right of revocation is retained, if after hearing it is found by the City Council that the said Texaco, Inc. has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"March 23, 1961

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of Texaco, Inc. as agent for the owner for permission to construct, maintain and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the property located at the southwest corner of Reinli Street and Interstate Highway No. 35; which property fronts 91.79 feet on the proposed south line of Reinli Street and 183.87 feet on Interstate Highway No. 35 being known as a portion of Lot 41, Duval Heights, in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is under option to Texaco, Inc. and is owned by Watt Schieffer. We hereby advise the following conditions exist.

"The property upon which this filling station is to be located is designated as "C" Commercial Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to others in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that Texaco, Inc. be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line; correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street, or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan, hereto attached, which plan bears the Department of Public Works file number 2-H-1843.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2-H-1843 and shall be of the premoulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final

inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted,

s/ S. Reuben Rountree, Jr.
Director of Public Works

s/ Dick T. Jordan
Building Official"

The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The Director of Planning explained the dedication of certain land by Texaco previous to the issuance of a building permit. He stated if Texaco would make a legal agreement to join with WATT SCHIEFFER in a short form subdivision and dedicate a 15' strip of right-of-way, and in turn, MR. SCHIEFFER would make a second agreement, which may involve a deposit of some \$2700 for extension of water and sewer mains to the inside tract, the matter could be concluded. When the agreements are made, the building permit can be released, and then later the short form subdivision can come in.

The Mayor Pro-tem introduced the following ordinance at 2:38 P.M.:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEX-
ATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF
217 ACRES OF LAND, MORE OR LESS, SAME BEING IN TRAVIS
COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES
ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF
THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Bechtol moved that the ordinance be passed on its first reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The City Manager referred to a letter addressed to COUNCILMAN BECHTOL from SGT. JOHN POPE, President, Austin Police Association Little League, asking for extra space just east of their present park on the Colorado River just east of the Interregional Highway. The Council discussed this in detail as to future development of the town lake area. Councilman Bechtol moved that the AUSTIN POLICE ASSOCIATION be notified that they have permission to construct a practice field immediately adjacent to the present R. D. THORP FIELD with the understanding that they put only improvements on it that may be readily removed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Councilman White moved that the Council grant the CIVITAN CLUB permission to hang a banner on 7th and Congress Avenue from April 24th to May 8th for the HOLIDAY ON ICE show. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Mayor Pro-tem Palmer inquired about the recommendation on the drainage problem in the 3100 block of Highland Terrace as pointed out by MRS. JAMES MILLER. The Director of Public Works stated this would be ready by next Thursday.

The City Attorney stated many calls were being received from Election Judges appointed for the coming Council Election, regarding the necessity of additional help due to the fact the County School Board election was being held simultaneously with the Council election.

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE APPOINTING ADDITIONAL ELECTION CLERKS TO
SERVE AT THE VARIOUS POLLING PLACES AT THE REGULAR
MUNICIPAL ELECTION TO BE HELD ON THE 1ST DAY OF APRIL,
1961; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Perry moved that the ordinance be passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Perry, White, Mayor Pro-tem Palmer
Noes: Councilman Bechtol
Absent: Mayor Miller

The City Attorney submitted the request of MR. H. G. WEST for exchange of property with the City, because the City is interested in acquiring some land from him, and has authorized the condemnation of the right-of-way on South First. The City Attorney said Mr. West asked if the City would be willing to trade him some land adjacent to another piece of land which he owns in lieu of condemning the land which is needed on South 1st Street. He reported there was a 14' strip alley of which 10' was vacated and Mr. West was conveyed 4468 square feet of the alley, and he gave more than 10' off of Oltorf. The trade was 4468 square feet for 5253 square feet. The City Attorney stated on the right-of-way on South 1st Street, Mr. West wants to trade feet for feet, and our land is more valuable than the land to be acquired from him. He said Mr. West had asked that this be presented to the Council. The Mayor Pro-tem stated the Council would make a personal inspection of the

two tracts of land. Discussion of a storm sewer was held. The City Manager pointed out there was a possibility that the strip of land would be needed for storm sewer in connection with paving. The Mayor Pro-tem stated that if we need that property, then go on with the condemnation, and get what was needed and hold on to the other.

The City Attorney made a report on the status of the United Federal Life Insurance Company tax appeal on its taxable assets. After discussion, Councilman Perry moved the Council set the value of the property at \$37,500.00. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Perry, White, Mayor Pro-tem Palmer
 Noes: Councilman Bechtol
 Absent: Mayor Miller

Assessed value figures are now set as follows:

Taxable Assets	\$154,010
Furniture & Fixtures	3,570
Supplies	810
Total	<u>\$158,390</u>

The Council received notice that the following applications for change of zoning had been referred to the Plan Commission and were set for public hearing before the Council on April 27, 1961:

EDGAR S. DAUGHERTY	6208 Burns Street Rear of 6221 North Lamar Blvd.	From "A" Residence To "C" Commercial
BULLARD COMPANY By W. H. Bullard, President	2801-2805 Manor Road 2209-2215 Curtis Avenue	From "LR" Local Retail To "C-1" Commercial
BULLARD COMPANY By W. H. Bullard, President	1601 Sabine Street 700-704 East 16th Street	From "B" Residence To "C" Commercial
W. K. JENNINGS ELECTRIC COMPANY By W. K. Jennings	2200-2212 Maple Avenue 2306-2810 East 22nd St.	From "C" Commercial 1st H&A To "C" Commercial 2nd H&A
W. E. THOMPSON By T. B. Kellum	1000-1002 West 33rd St. 3300-3310 Lamar Blvd.	From "C" Commercial To "C-1" Commercial
O. E. ZENKNER By T. B. Kellum	4400-4404 Red River 814-818 East 44th St.	From "A" Residence To "O" Office

ADA B. TURNER By Phil Mockford	5200-5202 Huisache St. 700-702 Zennia Street	From "A" Residence To "O" Office
AARON WHITENER & J. B. UPTON By Odas Jung	3500-3502 Mills Avenue 1500-1502 West 35th St.	From "A" Residence To "GR" General Re- tail
PAUL O. SIMMS By Jon N. Coffee	702-706 (704-710) E. 9th	From "B" Residence To "C" Commercial
EVERETT H. GIVENS By Kenneth R. Lamkin	1612 Greenwood Avenue (rear)	From "A" Residence To "B" Residence
CARLTON E. BUSKE	3400 Bailey Lane 1300-1302 West 34th	From "A" Residence To "GR" General Re- tail
WALTER R. CARRINGTON & WILLIAM M. DAY	2001-2043 S. Inter. Hwy. 1501-1519 Mariposa Dr.	From "B" Residence & "LR" Local Retail To "C" Commercial
MRS. JNO L. MARTIN By Joe Lundell	1601-1603 N. Congress Ave. 100-102 E. 16th St.	From "B" Residence To "LR" Local Retail
JOE M. TEAGUE By Arthur P. Bagby	1101-1149 East Avenue 800-840 East 11th St.	From "B" Residence To "C" Commercial
H. G. WEST	2409 South 1st Street	From "C-1" Commercial To "C-2" Commercial
A. J. GRAVES	811 Cumberland Road 2701-2703 South 4th St.	From "A" Residence To "B" Residence
ARTHUR E. PIHLGREN & TRUMAN H. MONTANDON By Arthur E. Pihlgren	Rear of 4814 East Ave.	From "A" Residence To "LR" Local Retail
EDWIN LONDON By E. H. Smartt	Rear of 1007 West 32nd	From "A" Residence To "B" Residence

There being no further business, Councilman Perry moved that the Council adjourn. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Council adjourned at 3:50 P.M. subject to the call of the Mayor.

ATTEST:

Elaine Worsley

City Clerk

APPROVED

Lawrence E. Palmer

Mayor Pro-tem

NOTICE OF SPECIAL MEETING

TO THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF AUSTIN:

Notice is hereby given that a Special Meeting of the City Council of the City of Austin will be held on the 29th day of March, 1961, at the Municipal Building, Eighth and Colorado, in Austin, Texas, at 4:45 P.M. for the purpose of considering appointing additional election clerks for the Election to be held on April 1, 1961.

(Sgd) Elsie Woosley
City Clerk

(Sgd) Lester E. Palmer
Mayor Pro-tem
City of Austin, Texas

ATTEST:

(Sgd) Elsie Woosley
City Clerk

CONSENT TO MEETING

We, the undersigned members of the City Council, hereby accept service of the foregoing notice, waiving any and all irregularities in such service and such notice, and consent and agree that said City Council shall meet at the time and place therein named, and for the purpose therein stated.

(Sgd) Edgar H. Perry III

(Sgd) Ben White

(Sgd) Lester E. Palmer